

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

JOSHUA BARRETT,

Plaintiff,

vs.

Case No.: 2:15-cv-2460

JUDGE SMITH

Magistrate Judge Kemp

GARY MOHR, *ET AL.*,

Defendants.

ORDER

On October 27, 2015, the United States Magistrate Judge issued a *Report and Recommendation and Order* recommending that the claims against Defendant Mohr be dismissed without prejudice under Rule 21 and that the motion to dismiss (Doc. 5) be denied as moot. (*See Report and Recommendation* at 1, Doc. 18). The parties were specifically advised of their right to object to the *Report and Recommendation* and of the consequences of their failure to do so. There has nevertheless been no objection to the *Report and Recommendation*.

The *Report and Recommendation* is hereby **ADOPTED** and **AFFIRMED**. The claims against Defendant Mohr are hereby dismissed without prejudice and the motion to dismiss is denied as moot. The Clerk shall remove Documents 5 and 18 from the Court's pending motions list.

IT IS SO ORDERED.

/s/ George C. Smith

GEORGE C. SMITH, JUDGE

UNITED STATES DISTRICT COURT